

UNITED STATES BANKRUPTCY COURT Southern District of New York		INVOLUNTARY PETITION
IN RE (Name of Debtor - If Individual: Last, First, Middle) Persico Contracting & Trucking, Inc.		ALL OTHER NAMES used by debtor in the last 8 years (Include married, maiden, and trade names.)
Last four digits of Social Security or other Individual's Tax-I.D. No./Complete EIN (If more than one, state all): 13-3044881		
STREET ADDRESS OF DEBTOR (No. and street, city, state, and zip code) 550 Franklin Avenue Mount Vernon, New York 10550		MAILING ADDRESS OF DEBTOR (If different from street address)
COUNTY OF RESIDENCE OR PRINCIPAL PLACE OF BUSINESS Westchester		ZIP CODE 10550
LOCATION OF PRINCIPAL ASSETS OF BUSINESS DEBTOR (If different from previously listed addresses)		
CHAPTER OF BANKRUPTCY CODE UNDER WHICH PETITION IS FILED <div style="text-align: center;"> <input type="checkbox"/> Chapter 7 <input checked="" type="checkbox"/> Chapter 11 </div>		
INFORMATION REGARDING DEBTOR (Check applicable boxes)		
Nature of Debts (Check one box.) Petitioners believe: <input type="checkbox"/> Debts are primarily consumer debts <input checked="" type="checkbox"/> Debts are primarily business debts	Type of Debtor (Form of Organization) <input type="checkbox"/> Individual (Includes Joint Debtor) <input checked="" type="checkbox"/> Corporation (Includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.)	Nature of Business (Check one box.) <input type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101(51)(B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input checked="" type="checkbox"/> Other Construction
VENUE <input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in the District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. <input type="checkbox"/> A bankruptcy case concerning debtor's affiliate, general partner or partnership is pending in this District.		FILING FEE (Check one box) <input checked="" type="checkbox"/> Full Filing Fee attached <input type="checkbox"/> Petitioner is a child support creditor or its representative, and the form specified in § 304(g) of the Bankruptcy Reform Act of 1994 is attached. <i>[If a child support creditor or its representative is a petitioner, and if the petitioner files the form specified in § 304(g) of the Bankruptcy Reform Act of 1994, no fee is required.]</i>
PENDING BANKRUPTCY CASE FILED BY OR AGAINST ANY PARTNER OR AFFILIATE OF THIS DEBTOR (Report information for any additional cases on attached sheets.)		
Name of Debtor	Case Number	Date
Relationship	District	Judge
ALLEGATIONS (Check applicable boxes)		COURT USE ONLY
1. <input checked="" type="checkbox"/> Petitioner(s) are eligible to file this petition pursuant to 11 U.S.C. § 303 (b). 2. <input checked="" type="checkbox"/> The debtor is a person against whom an order for relief may be entered under title 11 of the United States Code. 3. <input checked="" type="checkbox"/> The debtor is generally not paying such debtor's debts as they become due, unless such debts are the subject of a bona fide dispute as to liability or amount; or 4. <input type="checkbox"/> Within 120 days preceding the filing of this petition, a custodian, other than a trustee receiver, or agent appointed or authorized to take charge of less than substantially all of the property of the debtor for the purpose of enforcing a lien against such property, was appointed or took possession.		

Name of Debtor Persico Contracting & Co.

Case No. _____

TRANSFER OF CLAIM		
<input type="checkbox"/> Check this box if there has been a transfer of any claim against the debtor by or to any petitioner. Attach all documents that evidence the transfer and any statements that are required under Bankruptcy Rule 1003(a).		
REQUEST FOR RELIEF		
Petitioner(s) request that an order for relief be entered against the debtor under the chapter of title 11, United States Code, specified in this petition. If any petitioner is a foreign representative appointed in a foreign proceeding, a certified copy of the order of the court granting recognition is attached.		
Petitioner(s) declare under penalty of perjury that the foregoing is true and correct according to the best of their knowledge, information, and belief.		
<div style="display: flex; justify-content: space-between;"> <div> <i>Keith Loscalzo</i> Signature of Petitioner or Representative (State title) Pavers Welfare Fund - see attached </div> <div style="text-align: right;"> Trustee Date Signed <u>4/16/10</u> </div> </div> <div style="margin-top: 10px;"> Name of Petitioner Name & Mailing Address of Individual Signing in Representative Capacity Mr. Keith Loscalzo 136-25 37th Avenue Flushing, NY 11354 </div>	<div style="display: flex; justify-content: space-between;"> <div> <i>Marc Tenenbaum</i> Signature of Attorney Marc A. Tenenbaum, Esq., Virginia & Ambinder, LLP </div> <div style="text-align: right;"> Date <u>4/16/10</u> </div> </div> <div style="margin-top: 10px;"> Name of Attorney Firm (If any) 111 Broadway, Suite 1403, New York, NY 10006 Address (212) 943-9080 Telephone No. </div>	
<div style="display: flex; justify-content: space-between;"> <div> <i>Keith Loscalzo</i> Signature of Petitioner or Representative (State title) Pavers Pension Fund - see attached </div> <div style="text-align: right;"> Trustee Date Signed <u>4/16/10</u> </div> </div> <div style="margin-top: 10px;"> Name of Petitioner Name & Mailing Address of Individual Signing in Representative Capacity Mr. Keith Loscalzo 136-25 37th Avenue Flushing, NY 11354 </div>	<div style="display: flex; justify-content: space-between;"> <div> <i>Marc Tenenbaum</i> Signature of Attorney Marc A. Tenenbaum, Esq., Virginia & Ambinder, LLP </div> <div style="text-align: right;"> Date <u>4/16/10</u> </div> </div> <div style="margin-top: 10px;"> Name of Attorney Firm (If any) 111 Broadway, Suite 1403, New York, NY 10006 Address (212) 943-9080 Telephone No. </div>	
<div style="display: flex; justify-content: space-between;"> <div> <i>Keith Loscalzo</i> Signature of Petitioner or Representative (State title) Pavers Annuity Fund - see attached </div> <div style="text-align: right;"> Trustee Date Signed <u>4/16/10</u> </div> </div> <div style="margin-top: 10px;"> Name of Petitioner Name & Mailing Address of Individual Signing in Representative Capacity Mr. Keith Loscalzo 136-25 37th Avenue Flushing, NY 11354 </div>	<div style="display: flex; justify-content: space-between;"> <div> <i>Marc Tenenbaum</i> Signature of Attorney Marc A. Tenenbaum, Esq., Virginia & Ambinder, LLP </div> <div style="text-align: right;"> Date <u>4/16/10</u> </div> </div> <div style="margin-top: 10px;"> Name of Attorney Firm (If any) 111 Broadway, Suite 1403, New York, NY 10006 Address (212) 943-9080 Telephone No. </div>	

PETITIONING CREDITORS		
Name and Address of Petitioner Pavers Welfare Fund - see attached	Nature of Claim Contributions	Amount of Claim 235,890.45
Name and Address of Petitioner Pavers Pension Fund - see attached	Nature of Claim Contributions	Amount of Claim 152,261.48
Name and Address of Petitioner Pavers Annuity Fund - see attached	Nature of Claim Contributions	Amount of Claim 97,346.50
Note: If there are more than three petitioners, attach additional sheets with the statement under penalty of perjury, each petitioner's signature under the statement and the name of attorney and petitioning creditor information in the format above.		Total Amount of Petitioners' Claims 499,714.12

1 continuation sheets attached

CONTINUATION SHEET

Full Names of Petitioning Creditors Listed on Page 2 of Petition

1. Pavers and Road Builders District Council Welfare Fund
2. Pavers and Road Builders District Council Pension Fund
3. Pavers and Road Builders District Council Annuity Fund

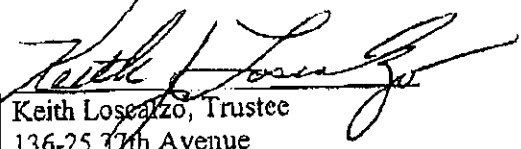
Additional Petitioning Creditor

4. Pavers and Road Builders District Council Apprenticeship, Skill Improvement, and Training Fund


Amount of Claim: \$14,225.69

Petitioner requests that an order for relief be entered against the debtor under the chapter of title 11, United States Code, specified in this petition.

Petitioner declares under penalty of perjury that the foregoing is true and correct according to the best of its knowledge, information, and belief.


Keith Loscalzo, Trustee
136-25 37th Avenue
Flushing, NY 11354

Date: April 16, 2010


Marc A. Tenenbaum, Esq.
Virginia & Ambinder, LLP
111 Broadway, Suite 1403
New York, NY 10006
(212) 943-9080

Date: April 16, 2010